



IFW AG/3671

Dkt. #683

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Herbert Howell Waddell
U.S. Serial No. : 09/693,239 Examiner: Robert E. Pezzuto
Filing Date : October 20, 2000 Art Unit: 3671
For : APPARATUS FOR GATHERING, PICKING UP AND
CARRYING LOOSE MATERIALS

Law Offices of Albert Wai-Kit Chan, LLC
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April 22, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

COMMUNICATION TO RECORD APRIL 20, 2004
TELEPHONE CONVERSATION WITH THE EXAMINER

This Communication is submitted in connection with the above-identified application. There is no deadline for filing this Communication. Accordingly, this Communication is being timely filed.

On April 20, 2004, at about 12:42 PM EST, the Examiner to whom this Application is assigned returned Applicant's April 20, 2004 telephone inquiry regarding the status of the March 1, 2004 Appeal Brief ("Appeal Brief") and communications submitted after the November 14, 2003 Advisory Action, namely: (a) the December 4, 2003 Communication in Response to August 28, 2003 Final Office Action, November 14, 2003 Advisory Action, Petition for One-month Extension of Time and Petition for the Withdrawal of the Finality of the August 28, 2003 Final Office Action ("December 4, 2003 Communication"), and (b) the December 29, 2003 Notice of Appeal

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from the Examiner to the Board of Patent Appeals and Interferences in Response to August 28, 2003 Final Office Action ("December 29, 2003 Communication").

The Examiner informed applicant's undersigned attorney's office that he has received the December 4, 2003 Communication, December 29, 2003 Communication and Appeal Brief. The Examiner further informed applicant's undersigned attorney's office that he is in the process of preparing a response to the Appeal Brief.

No fee is deemed necessary in connection with the filing of this Communication. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 50-1891.

If a telephone interview would be of assistance in advancing prosecution of the subject application, Applicant's undersigned attorney invites the Examiner to telephone at the number provided below.

Respectfully submitted,

Albert Wai Kit Chan

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I hereby certify that this paper is being deposited this date with the U.S. Postal Service with sufficient postage for first class mail addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Albert Wai Kit Chan *9/22/04*
Albert Wai-Kit Chan Date
Reg. No. 36,479